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Attorneys for Plaintiff MEDIATEK INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

MEDIATEK INC.

Civil Action No. 4:11-cv-05341 (YGR)

Plaintiff,

V.₃

FREESCALE SEMICONDUCTOR, INC.

Defendant.

**DECLARATION OF
MH SHIEH IN SUPPORT OF
FREESCALE SEMICONDUCTOR
INC.'S ADMINISTRATIVE MOTION
TO FILE UNDER SEAL**

DEMAND FOR JURY TRIAL

1 I, MH Shieh, declare as follows:

2 1. I am an employee of MediaTek Inc. ("MediaTek"), plaintiff in the above-
3 captioned matter. My current job title is Special Assistant to the General Manager. I submit this
4 declaration in support of Freescale Semiconductor Inc.'s ("Freescale") Administrative Motion to
5 File Under Seal Freescale's Motion for Adverse Inferences Stemming from the Concealment of
6 Material Evidence ("Administrative Motion") pursuant to Local Rules 7-11 and 79-5. I have
7 personal knowledge of the facts set forth in this declaration and, if called to testify as a witness,
8 could and would do so competently.

9 2. Freescale's Administrative Motion seeks to have filed under seal confidential,
10 unredacted versions of Freescale's Motion for Adverse Inferences Stemming from the
11 Concealment of Material Evidence ("Freescale's Motion"), the Declaration of Frank Vahid
12 ("Vahid Declaration"), the Declaration of Jacob P. Ewerdt ("Ewerdt Declaration"), and Exhibits
13 1, 9, 10, and 11 to Freescale's Motion. Freescale's Motion, the Vahid Declaration, the Ewerdt
14 Declaration, and Exhibits 1, 9, 10, and 11 contain information concerning MediaTek's
15 acquisition of the patents-in-suit.

16 3. MediaTek does not publicly disclose information concerning its patent
17 acquisitions. Rather, MediaTek protects this information as a trade secret, and takes steps to
18 ensure that this information remains confidential, including marking the information included in
19 Freescale's Motion, the Vahid Declaration, the Ewerdt Declaration, and Exhibits 1, 9, 10, and 11
20 as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" when MediaTek produced this
21 information in this action. If this information were publicly disclosed, MediaTek's competitors
22 could use the information in Freescale's Motion, the Vahid Declaration, the Ewerdt Declaration,
23 and Exhibits 1, 9, 10, and 11 to MediaTek's economic disadvantage by tailoring their
24 negotiation strategies regarding intellectual property transfers to exploit MediaTek's practices.

25 4. The requested relief is narrowly tailored to protect the confidentiality of this
26 information. Only those portions of Freescale's Motion, the Vahid Declaration, the Ewerdt
27
28

1 Declaration, and Exhibits 1, 9, 10, and 11 that describe the MediaTek's practices regarding
2 patent acquisitions and licensing are covered by Freescale's Administrative Motion.

3 I declare under penalty of perjury under the laws of the United States that the foregoing is
4 true and correct.

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6 Dated: November 11, 2013
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Meng-Hann Shieh

9 MH Shieh
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